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Separate paging is given to this Part in order that it may be filed as a Separate Compilation.

PART IV-C

**Statutory Rules and Orders (Other than those published in Parts I, I-A and I-L)
made by Statutory Authorities other than the Government of Gujarat
including those made by the Government of India, the High Courts, the
Director of Municipalities, the Commissioner of Police, the Director of
Prohibition and Excise, the District Magistrates and the Election
Commission, Election Tribunals, Returning Officers and other
authorities under the Election Commission.**

GUJARAT MARITIME BOARD

NOTIFICATION

Gandhinagar, 30th December, 2024

GUJARAT MARITIME BOARD ACT, 1981

GMB/Alang/3/2024/556/5926:- In exercise of powers conferred by Sections 15, 24 37, 38, 39, 41 and 110 and all other enabling provisions of Gujarat Maritime Board Act, 1981 (Gujarat Act No. 30 of 1981), the Gujarat Maritime Board with prior approval of the Government of Gujarat in Ports and Transport Department vide Memorandum No: PTD/MSM/e-file/22/2024/0080/GH-1, dated.13/08/2024 hereby amends in its Ship Recycling Regulations, 2015 published vide Notification dated. 19, January, 2016 as under:

(1) Clause 3.3 of Chapter – 3 is substituted by following Clause:

3.3 Adjustment/re-adjustment and/or alignment/re-alignment of Plots:

1. Under these Regulations, plots which are vacant as on date or at any date hereafter, having width of more than 40 meters, shall only be offered through Tender cum Auction. Any vacant plot as may be decided by GMB to be offered for ship-recycling activities, other than for the purposes of clause 3.3, would be subject to provisions of Chapter 5.
2. Subject to these Regulations, the Chief Executive Officer may have power to arrangement/rearrangement/alignment/realignment/shifting in size and/or location, by way of merger/shifting irrespective of the size of the plots except plots as mentioned in Clause no. 1.The Chief Executive Officer shall also have the power to align or realign the plots from time to time, as may be required in view of technical needs of ship recycling activities, safety aspects, protection of environment and/or any other reason.

3. Permission holders shall be bound to shift to new locations without any compensation or objection, as and when required and ordered by the Chief Executive Officer.
4. The decision of the Chief Executive Officer with respect to size, location and demarcation of plots or variation thereof by adjustment/re-adjustment, alignment/re-alignment, shifting shall be final and binding on the concerned permission holder(s).
5. The Chief Executive Officer may offer plots for ship recycling activities, as under:
 - i. An application for adjustment/re-adjustment/alignment/re-alignment/shifting of plots shall only be preferred by permission holders after all outstanding dues payable by permission holders of all concerned plots are cleared.
 - ii. Shifting/merger shall only be permitted for allotted plots; and that too on mutual agreement of both plot permission holders subjected to shifting/merger. For each such event of merger of plots, merger charges at the rate of Rs. 1,200/- per square meter of differential area of larger of original plots to be merged and final plot after merger.
 - iii. The adjustment/re-adjustment/alignment/re-alignment of plots shall be on an as-is-where-is basis for the merger/shifting of plots. Permission holders shall not be entitled to make any requests as regards depth, level, physical condition or other parameters of the plots, either before, during or after any event of adjustment/re-adjustment/alignment/re-alignment.
 - iv. LDT applicable to the permission holder of a working plot (either before or after any event of adjustment/re-adjustment/alignment/re-alignment) shall be in accordance with the applicable provisions of the Regulations.
 - v. All other charges for the actual, newly determined area of each plot shall be levied as per the provisions of the Regulations from the date of issuing permission to utilize the newly determined area of the plot(s).
 - vi. A permission holder who foregoes its plot for merger will not be entitled to any other plot in lieu of the plot subjected to merger and stake in such plot shall be considered for the purposes as stipulated in Clause no. 9.9 of these Regulations.
 - vii. A single plot can be divided into two parts and allowed to be merged in adjoining plots.
 - viii. Under these provisions, after merging the plots, the total width of the merged plot shall remain limited to 150 meters.
 - ix. Merger can be for any number of times and any number of plot.
 - x. Where a vacant (including government plot) plot is situated between two plots already having been subjected to merger on both sides, the Chief Executive Officer may, at his discretion, rearrange the plots and their respective boundaries in the larger interest of effective utilization of space.
 - xi. If fixed GMB asset is required to be demolished for merger then full market price of the asset has to be recovered from applicant. For private asset written consent of the owner of asset will be required.
 - xii. For a vacant plot being merged into a working plot, LDT as stipulated in these Regulations shall be applicable. When merger is between two working plots, the minimum LDT of the newly merged plot shall be the cumulative LDT of both plots subjected to merger. In case of veneration of plots proportionate LDT will be added.
 - xiii. Shifting of a vacant plot may be permitted if the shifting is for the purpose of merger. Shifting of GMB plot will be allowed only if the exchanged plot is of equal or higher size than GMB plot. No charges will be levied for shifting.
 - xiv. GMB may stop renewing plot permission period of smaller size (30 meters) plots upon its expiry and offer them to adjoining smaller size plot holders.

- xv. Unused plot may be given to willing adjoining user on yearly basis as per standard terms and conditions.
- xvi. If plots earmarked for SC/ST remain unused, they may also be given for use on yearly basis to the adjoining plot holder as per (xv) above. However, GMB should continue its earnest efforts to give permission of the reserved plots to the eligible persons.

(2) Following para is added in Clause 5.4 of the Chapter – 5

Reserved plot for SC/ST should be calculated based on revised number of actual plots.

On Behalf of Gujarat Maritime Board,

RAJKUMAR BENIWAL,

Vice Chairman and Chief Executive Officer.

